

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
TEXARKANA DIVISION**

(1) THE MASSACHUSETTS INSTITUTE OF TECHNOLOGY, a Massachusetts corporation, and)	Case No. 5:01-CV-00344
(2) ELECTRONICS FOR IMAGING, INC., a Delaware corporation,)	HON. DAVID J. FOLSOM U.S. District Judge
Plaintiffs,)	HON. CAROLINE M. CRAVEN U.S. Magistrate Judge
v.)	
(1) ABACUS SOFTWARE INC., a Michigan corporation, et al.,)	
Defendants.)	

FINAL JUDGMENT OF NON-INFRINGEMENT

The Court, having considered the forgoing stipulations of the parties, and expressly adopting these stipulations in this Final Judgment, hereby ORDERS, ADJUDGES AND DECREES:

1. That the Accused Products do not infringe Claim 1 of the MIT Patent literally or under the doctrine of equivalents for the reasons set forth in the stipulations;
2. That Microsoft's counterclaims in this action are hereby dismissed without prejudice;
3. That Microsoft reserves all rights in its counterclaims and defenses, and Plaintiffs reserve all rights in their defenses to Microsoft's counterclaims;
3. That the parties shall bear their own fees and costs; and,

4. That this action is otherwise dismissed with prejudice.

IT IS SO ORDERED.

SIGNED this 10th day of December, 2007.

A handwritten signature in black ink, appearing to read "David Folsom", written over a horizontal line.

DAVID FOLSOM
UNITED STATES DISTRICT JUDGE